

Message Text

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71

ORIGIN EB-11

INFO OCT-01 EUR-25 ADP-00 L-03 CAB-09 CIAE-00 COME-00

DODE-00 INR-09 NSAE-00 RSC-01 FAA-00 INRE-00 SSO-00

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DRAFTED BY EB/ OA/ AVP: DBORTMAN; L/ EB: FKWILLIS; KSO: EE

3/26/73 EXT 22439

APPROVED BY EB/ OA/ AVP: DBORTMAN

L/ EB - JDMUIR

CAB - TJOHNSON(SUBS)

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FM SECSTATE WASHDC

TO AMEMBASSY LONDON IMMEDIATE

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E. O. 11652, N/ A

TAGS: ETRN, UK

SUBJECT: CIVAIR: TGC/ ABC UNDERSTANDING

1. FYI: DEPT LAWYERS HAVE CONCLUDED EXAMINATION PROPOSED TGC/ ABC UNDERSTANDING AND REQUEST TWO CLARIFICATIONS TO (1) ELIMINATE ANY POSSIBLE AMBIGUITY REGARDING US OPTION TO TERMINATE UNDERSTANDING IN EVENT LEGAL CHALLENGE TO US ADVANCE CHARTER CONCEPT IS SUCCESSFUL, WITHOUT WAITING FOR AUTOMATIC TERMINATION DATE OF MARCH 31, 1974, AND (2) ELIMINATE ANY POSSIBLE INTERPRETATION THAT UNDERSTANDING CONFERS UNLIMITED ECONOMIC RIGHTS TO AIR CARRIERS CARRYING ABC AND TGC TRAFFIC. END FYI

2. WITH RESPECT TO SECOND POINT, INSERT THE WORD QTE CHARTERWORTHINESS UNQTE BETWEEN QTE ITS UNQTE AND QTE REGULATION UNQTE IN LAST SENTENCE OF PART II, PARA 2.

3. WITH REGARD TO FIRST POINT, WE BELIEVE BEST WAY TO ACHIEVE THIS IS BY ADDING LANGUAGE TO PROPOSED WORDING OF LIMITED OFFICIAL USE

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NOTE EXCHANGE RATHER THAN BY ADDING LANGUAGE TO MEMO-
RANDUM OF UNDERSTANDING ITSELF. ADDITIONAL WORDING IN
EXCHANGE OF NOTES WOULD BE AS FOLLOWS: QTE IT IS MY
UNDERSTANDING FURTHER THAT THE PURPOSE OF THIS AGREEMENT
BEING TO ENABLE BOTH OF THE PARTIES TO INTRODUCE ADVANCE
CHARTERS ON AN EXPERIMENTAL BASIS, THAT THE TERMINATION OR

ABANDONMENT BY EITHER PARTY OF THE ADVANCE CHARTER
REGULATION WHICH WAS THE BASIS FOR ITS ENTRY INTO THIS
UNDERSTANDING WOULD, UPON NOTICE TO THE OTHER PARTY,
TERMINATE THE OBLIGATIONS OF THE PARTY ABANDONING ADVANCE
CHARTERS TO ACCEPT THEREAFTER THE CHARTERWORTHINESS
OF THE ADVANCE CHARTERS OF THE OTHER PARTY. UNQTE.

4. ABOVE PROVIDED FOR EMB BACKGROUND ONLY. NO
ACTION REQUIRED AT THIS TIME. ROGERS

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*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

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Disposition Date: 28 MAY 2004
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Drafter: DBORTMAN: L/ EB: FKWILLIS: KSO: EE
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